IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION NO. 1261 OF 1989

For Approval and Signature:

HONOURABLE MR.JUSTICE R.S.GARG

HONOURABLE MR.JUSTICE M.R. SHAH

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1 Whether Reporters of Local Papers may be allowed to see the judgment ?

2 To be referred to the Reporter or not ?

3 Whether their Lordships wish to see the fair copy of the judgment ?

4 Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 or any order made thereunder ?

5 Whether it is to be circulated to the Civil Judge?

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ASHIK TEXTILES PVT. LTD. & ANR. - Petitioner(s)
Versus
STATE OF GUJARAT & ANR. - Respondent(s)

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Appearance :
MR. KEYUR GANDHI for M/S. NANAVATI ASSOCIATES for Petitioner(s).
MR. DIPEN DESAI, AGP for Respondent(s) : 1 & 4.
RULE UNSERVED for Respondent(s) : 2.
MR. J.M. BAROT for MR. H.S. MUNSHAW for Respondent(s) : 3.

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CORAM : HONOURABLE MR.JUSTICE R.S.GARG
and
HONOURABLE MR.JUSTICE M.R. SHAH

Date : 29/06/2006

ORAL JUDGMENT
(Per : HONOURABLE MR.JUSTICE R.S.GARG)

Mr.Keyur Gandhi, learned Counsel for the petitioners, appears and submits that the cash subsidy of

Rs.9 Lakhs was not being released in favour of the petitioners on the objection of the respondents that the Permanent Pioneer Registration Certificate was not produced before them. He submits that during pendency of this Writ Application, under an interim order, the cash subsidy was realised and subsequent thereto, the petitioners had obtained the Permanent Pioneer Registration Certificate.

2. Mr.J.M.Barot, learned Counsel for respondent No.3, submits that if the statement is correct, then, the petitioners can make an application to respondent No.3 along with the Permanent Pioneer Registration Certificate, and appropriate orders would be passed by them.

3. In view of the subsequent development, we dispose of the petition with a direction to the petitioners to approach respondent No.3 with an application along with the Permanent Pioneer Registration Certificate. On submission of such an application with such certificate, appropriate orders would be passed by respondent No.3. Rule is discharged. No costs.

[***R.S.Garg, J.***]

[***M. R. Shah, J.***]

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